

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Tuesday, December 14, 2004, the following members were present:

Bob Rowe, Chairman  
Thomas J. Schneider, Vice Chairman  
Matt Brainard, Commissioner  
Greg Jergeson, Commissioner  
Jay Stovall, Commissioner

APPEARANCE

Wayne Budt, Administrator  
Transportation & Centralized Services Division

(269) In the matter of the approval of Commission Minutes; Commissioner Stovall moved to approve the Commission Minutes for the week of December 6, 2004. Commissioner Brainard seconded the motion, which passed unanimously.

APPEARANCE

Kate Whitney, Administrator  
Utility Division

(270) In the matter of the Commission's discussion of Qwest proposed revisions to SGAT Exhibits B&K - Docket No. D2000.6.80:

Commissioner Schneider moved to issue a Notice of Opportunity to comment. Commissioner Brainard seconded the motion, which passed 4 to 0. Commissioner Rowe abstained.

APPEARANCE

Monica Tranel  
Legal Division

(271) In the matter of the Commission's discussion of Qwest request for term protective order - Docket No. D2004.11.183:

Commissioner Brainard moved to deny the request for protective order without prejudice and issue a Notice of Commission Action providing guidance as to compliance with administrative rules. Commissioner Stovall seconded the motion, which passed 4 to 0. Commissioner Rowe abstained.

## APPEARANCE

Mike Lee, Utility Division  
Martin Jacobson, Legal Division

(272) In the matter of the Commission's discussion of Qwest High Cost Modeling/Universal Service Funds - Docket No. D97.9.167:

Commissioner Schneider moved to institute an inquiry to determine to what extent Qwest has complied with prior orders and expenditures on high cost fund support. Commissioner Jergeson seconded the motion, which passed 4 to 0. Commissioner Rowe abstained.

## APPEARANCE

Monica Tranel  
Gary Duncan

(273) In the matter of the Commission's discussion of Interconnection Agreements in Dockets D2004.10.167, D2004.10.169, D2004.7.119, D2004.8.140 and D2004.9.147:

Commissioner Jergeson moved to approve the Interconnection Agreements in D2004.10.167, InTTEC, Inc., and D2004.10.169, SCTXLink. Commissioner Stovall seconded the motion, which passed 4 to 0. Commissioner Rowe abstained.

Commissioner Schneider moved to approve AT&T's motion to withdraw in the MCI docket. Commissioner Brainard seconded the motion, which passed 4 to 0. Commissioner Rowe abstained.

Commissioner Jergeson moved to approve the Interconnection Agreements in Docket No. D2004.7.119, MCI; D2004.8.140, Granite Telecommunications; and D2004.9.147, New Access, with the inclusion of the disconnection language required by the Public Service Commission. Commissioner Schneider seconded the motion, which passed 4 to 0. Commissioner Rowe abstained.

## APPEARANCE

Monica Tranel

(274) In the matter of the Commission's discussion of FCC 04-252; WC Docket No.02-78 - Mid-Rivers Petition to be ILEC in the Terry Exchange:

Commissioner Jergeson moved that the Commission file comments with the FCC supporting Mid-Rivers application consistent with staff's recommendations this morning and that staff do a final draft of the comments to be brought to the Commission for timely filing. Commissioner Schneider seconded the motion, which passed 4 to 0. Commissioner Rowe abstained.

## APPEARANCE

Joel Tierney, Utility Division

(275) In the matter of the Commission's discussion of Havre Pipeline Application to Increase Rates and Charges to Direct Rural Farmstead Customers - Docket No. D2004.8.128:

Commissioner Stovall moved to issue a final order in Docket No. D2004.8.128. Commissioner Jergeson seconded the motion, which passed 5 to 0.

## APPEARANCE

Leroy Beeby, Utility Division

Al Brogan, Legal Division

(276) In the matter of the Commission's discussion of Wilder Resorts, Inc., dba Fairmont Hot Springs Resort - Complaint against Wilder Resort by Dan G. Wheeler - Docket No. D2004.11.175:

Commissioner Schneider moved to deny the motion to dismiss and proceed to hearing, and instruct staff to determine whether an alternative allocation should be considered. Commissioner Brainard seconded the motion, which passed 5 to 0.

## APPEARANCE

Al Brogan

(277) In the matter of the Commission's discussion of NorthWestern Energy 2004 and 2003 Electric Trackers - Dockets D2004.6.90 and D2003.6.77 (jointly administered):

Commissioner Jergeson moved to approve the motion for suspension of the procedural schedule in Dockets D2004.6.90 and D2003.6.77. Commissioner Schneider seconded the motion, which passed 5 to 0.

There being no further business to come before the Commission the meeting was adjourned.

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BOB ROWE, Chairman

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THOMAS J. SCHNEIDER, Vice Chairman

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MATT BRAINARD, Commissioner

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GREG JERGSON, Commissioner

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JAY STOVALL, Commissioner

ATTEST:

Connie Jones  
Commission Secretary

(SEAL)